

INDIANA BOARD OF PHARMACY

**Indiana Professional Licensing Agency
Conference Center Room W064
402 W. Washington St.
Indianapolis, IN 46204**

MINUTES OF September 10, 2007

CALL TO ORDER & ESTABLISHMENT OF QUORUM

President and Presiding Officer Steve Anderson called the meeting to order at 9:09 a.m. in Conference Center Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204, and declared a quorum, in accordance with IC § 25-26-13-3.

Board Members Present:

Steve Anderson, R.Ph., President
William Cover, R.Ph., Vice President
Del T. Fanning, R.Ph., Member
Donna Wall, PharmD., R.Ph, Member
Sara St. Angelo, PharmD, Member
Winnie Landis, R.Ph., Member
Anika Calloway, J.D., Member

State Officials Present:

Marty Allain, Board Director, Indiana Professional Licensing Agency
Amy M. Phillips, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, DAG, Advisory Counsel, Office of the Attorney General

ADOPTION OF AGENDA

A motion was made and seconded to adopt the agenda, as amended.

Fanning/Cover

Motion carried 6/0/0

ADOPTION OF MINUTES FROM August 13, 2007 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes of the July 9, 2007 meeting of the Board.

Landis/Cover

Motion carried 6/0/0

PERSONAL APPEARANCES

Reports were given by the Compliance Officers.

Sara Kantner and Doug Wilcox, Standard Register, appeared before the Board regarding prescription security paper.

Chuck Heitholt, R.Ph., Community Health Network, appeared before the Board regarding *Instymeds* automated dispensing system. A motion was made and seconded to visit the site and review the dispensing process.

Wall/Fanning

Motion carried 6/0/0

Jillian Sentiere failed to appear before the Board regarding a positive response on her pharmacy technician application.

Angela Flamion appeared before the Board regarding a positive response on her pharmacy technician application. A motion was made and seconded to approve the application.

Landis/St. Angelo

Motion carried 5/0/1 (Cover abstained)

Brecquelyn Burkhammer appeared before the Board regarding a positive response on her pharmacy technician application. A motion was made and seconded to issue a pharmacy technician license pending the submission of documentation reflecting completion of criminal probation by Burkhammer.

St. Angelo/Landis

Motion carried 6/0/0

Amanda Back appeared before the Board regarding a positive response on her pharmacy technician application. A motion was made and seconded to approve the application pending the submission of documentation reflecting completion of criminal probation by Back.

Wall/Landis

Motion carried 6/0/0

Robert Branch appeared before the Board regarding a positive response on his pharmacy technician application. A motion was made and seconded to approve his application.

Landis/St. Angelo

Motion carried 6/0/0

Fred Mikler appeared before the Board regarding a positive response on his pharmacy technician application. A motion was made and seconded to issue a probationary license.

Landis/Cover

Motion carried 6/0/0

Board Member Anika Calloway present at 1:30 p.m.

Administrative Hearings started at 1:30 p.m. beginning with the following:

State of Indiana vs. Linda Rodeman, R.Ph.

License No. 26014593A

Administrative Cause No. 2007 IBP 0007

Re: Extension of Summary Suspension

Parties and Counsel Present:

Shelley Johnson, Deputy Attorney General
Michelle Baldwin, Respondent's Counsel

Participating Board Members:

Fanning
Anderson
St. Angelo
Cover
Calloway
Wall

Landis

Case Summary:

State of Indiana seeks an extension of the summary suspension for Respondent's license. The parties presented an agreement regarding the summary suspension.

Witnesses for the Respondent:

None

Witnesses for the State:

None

Board Action:

A motion was made and seconded to accept the parties' voluntary summary suspension extending the suspension for an additional ninety (90) days.

St. Angelo/Cover

Motion carried 7/0/0

State of Indiana vs. Daniel Weaver, R.Ph.

License No. 26013921A

Administrative Cause No. 2002 IBP 0026

Re: Order to Show Cause

Parties and Counsel Present:

Mark Mader, Deputy Attorney General

Daniel Weaver, Respondent

Participating Board Members:

Fanning

Anderson

St. Angelo

Cover

Calloway

Wall

Landis

Case Summary:

Board issued an Order to Show Cause to Respondent Weaver.

Witnesses for the Respondent:

Daniel Weaver

Carl Erdmann

Witnesses for the State:

None

Board Action:

A motion was made and seconded to reinstate the probation order and to lift the emergency suspension.

Landis/Wall

Motion carried 7/0/0

State of Indiana vs. Erik Blemker, R.Ph.

License No. 26018917A

Administrative Cause No. 2004 IBP 0021

Re: Request to Modify Probation

Parties and Counsel Present:

Mark Mader, Deputy Attorney General
Erik Blemker, Respondent

Participating Board Members:

Fanning
Anderson
St. Angelo
Cover
Calloway
Wall
Landis

Witnesses for the Respondent:

Erik Blemker
Carl Erdmann

Witnesses for the State:

None

Case Summary:

Respondent filed a petition requesting modification of the probationary terms placed on his license by the Board.

Board Action:

A motion was made and seconded to modify probation allowing Respondent to work two (2) twelve hour shifts per week not to exceed forty five (45) hours per week.

Cover/Wall

Motion carried 7/0/0

State of Indiana vs. Daniel Behrens, R.Ph.

License No. 26020621A
Administrative Cause No. 2007 IBP 0027
Re: Final Hearing

Parties and Counsel Present:

Mark Mader, Deputy Attorney General

Participating Board Members:

Fanning
Anderson
St. Angelo
Cover
Calloway
Wall
Landis

Case Summary:

The State filed a Complaint adverse the Respondent's license.

Board Action:

A motion was made and seconded to issue a notice of proposed default.

Landis/Cover

Motion carried 7/0/0

A motion was made and second to extend the summary suspension for an additional ninety (90) days.

St. Angelo/Landis

Motion carried 7/0/0

State of Indiana vs. Anne Idlewine, Pharmacy Technician

Certification No. 67000170A

Administrative Cause No. 2007 IBP 0003

Re: Final Hearing

Parties and Counsel Present:

Mark Mader, Deputy Attorney General

Heather Kennedy, Deputy Attorney General

Participating Board Members:

Fanning

Anderson

St. Angelo

Cover

Calloway

Wall

Landis

Case Summary:

State of Indiana filed a Complaint adverse the Respondent's license.

Witnesses for the Respondent:

None

Witnesses for the State:

None

Board Action:

A motion was made and seconded to issue a notice of proposed default.

Wall/Landis

Motion carried 7/0/0

State of Indiana vs. Danielle Boddie, Pharmacy Technician

Certification No. 67008794A

Administrative Cause No. 2006 IBP 0010

Re: Default Hearing

Parties and Counsel Present:

Mark Mader, Deputy Attorney General

Participating Board Members:

Wall

Fanning

Anderson

St. Angelo

Cover

Calloway

Landis

Case Summary:

A notice of proposed default was issued adverse the Respondent.

Witnesses for the Respondent:

None

Witnesses for the State:

None

Board Action:

A motion was made and seconded to hold the Respondent in default.

Cover/Landis

Motion carried 7/0/0

A motion was made and seconded to revoke the Respondent's license.

Wall/Cover

Motion carried 7/0/0

In the Matter of Christie Hurd, Pharmacy Technician

Certification No. 67000582A

Administrative Cause No. 2007 IBP 0054

Re: Petition for Summary Suspension

Parties and Counsel Present:

Mark Mader, Deputy Attorney General

Certified Intern

Participating Board Members:

Wall

Fanning

Anderson

St. Angelo

Cover

Calloway

Landis

Case Summary:

A petition for summary suspension adverse the Respondent's license.

Witnesses for the Respondent:

None

Witnesses for the State:

None

Board Action:

A motion was made and seconded to suspend the Respondent's license for ninety (90) days.

St. Angelo/Landis

Motion carried 7/0/0

A motion was made and seconded to approve the following new store application:

<i>Store</i>	<i>Type</i>	<i>Opening</i>	<i>Received</i>
Physicians Regional Hospital 701 Superior Munster, IN 46321	II	October 1, 2007	July 20, 2007

Cover/Wall

Motion carried 7/0/0

A motion was made and seconded to approve the following change of location/remodel applications:

New	Old	Received
Hook-SupeRx LLC Dba CVS/pharmacy #6644 640 S State Rd 135 Greenwood, IN 46142	1675 W Smith Valley Greenwood, IN 46142	August 24, 2007
Hook-SupeRx LLC Dba CVS/pharmacy #6669 511 Third St Covington, IN 47932	Remodel	August 31, 2007
St. Vincent Primary Care Center Pharmacy 8414 Naab Rd Indianapolis, IN 46260	8220 Naab Rd Indianapolis, IN 46260	August 17, 2007
Kroger Pharmacy J-927 4202 S East St Indianapolis, IN 46227	Remodel	August 6, 2007
Kindred Hospital Indianapolis South 607 Greenwood Springs Dr Greenwood, IN 46143	898 E Main St Greenwood, IN 46143	August 28, 2007
Community Hospital North 7150 Clearvista Dr Indianapolis, IN 46256	Remodel	August 16, 2007

Cover/St. Angelo

Motion carried 7/0/0

A motion was made and seconded to approve the following change of location/remodel applications:

Walgreen Co Dba Walgreens #11248 3545 W 86 th St Indianapolis, IN 46268	Walgreens #3045 7911 N Michigan Indianapolis, IN 46268	August 23, 2007
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Landis/St. Angelo

Motion carried 7/0/0

A motion was made and seconded to approve the closing of the following stores:

<i>Store</i>	<i>Type</i>	<i>Date closed</i>
Select Specialty Hospital 601 W Second St 4 th Floor Bloomington, IN 47403	II	August 27, 2007
Marsh Drugs LLC 7005 2426 S Walnut St Bloomington, IN 47401	VI	July 10, 2007
Rite Aid 4649 2614 Charlestown Rd New Albany, IN 47150	I	July 22, 2007
Crowder's Express Scripts 1514 G Street Bedford, IN 47421	VI	August 1, 2007

Calloway/Wall

Motion carried 6/0/1 (Anderson abstained)

A motion was made and seconded to approve the following licensure transfers:

Casey Dugan	(MO)
Wanda Muller	(LA)
Lawrence Sajdak	(IL)
Jay Mason	(UT)
Melissa Williams	(IL)
Mujidat Ashiru	(PA)

Landis/Wall

Motion carried 7/0/0

A motion was made and seconded to approve the following pharmacy technician applications:

Ronald Wensing—Postive Response
Christina Coleman—Postive Response
Shelby McCroy—Postive Response
Linda Mathews—Postive Response
Teresa Pickering—Postive Response
Julie Stantz—Postive Response

Fanning/Landis

Motion carried 7/0/0

A motion was made and seconded to approve the following requests for age waivers for pharmacy technician applications:

Kada Doty—Request for Waiver
Kyley Eagleson—Request for Waiver
Stephanie Beasley—Request for Waiver
Megan Duvall
Eric Wessel
Victoria Evans

Fanning/Landis

Motion carried 7/0/0

A motion was made and second to table Sabrina McEllahonnon's application requesting transcript.

Fanning/Landis

Motion carried 7/0/0

A motion was made and seconded to approve the second technician-in-training permit to be issued Nawid Saleh.

Fanning/Landis

Motion carried 7/0/0

A motion was made and seconded to approve the following non-resident pharmacy applications:

Novaceutics Wellness Systems

St. Angelo/Cover

Motion carried 7/0/0

A motion was made and seconded to table the following non-resident pharmacy application:

Buderer Drug Co

St. Angelo/Cover

Motion carried 7/0/0

A motion was made and seconded to approve the following wholesale applications with VAWD exemption:

Karalex Pharma, LLC

St. Angelo/Cover

Motion carried 7/0/0

A motion was made and seconded to approve the following renewal applications:

McGuff Compounding Pharmacy Services Inc—Non-Resident Pharmacy Positive Response
PrescisionRx—Non-Resident Pharmacy Positive Response
Rx Direct Inc—Non-Resident Pharmacy Positive Response
Maxor Pharmacies—Non-Resident Pharmacy Positive Response
County-City Employee Pharmacy—Non-Resident Pharmacy Positive Response

Wall/St. Angelo

Motion carried 7/0/0

A motion was made and seconded to approve the following renewal application pending successful completion of MPJE.

Denise Nesbitt

Wall/St. Angelo

Motion carried 7/0/0

A motion was made and seconded to approve the following continuing education applications:

Erin Powell	(3-1hr)
John Elsasser	(1)
R. Brian Wolfe	(1)
Autumn Gordon	(1)

Anderson/Landis

Motion carried 7/0/0

A motion was made and seconded to approve the following HME Provider applications pending inspection:

Orbit Medical of Chicago, Inc
ABC Medical Services, Inc
Medsource LLC
Elite Medical Group
Mobility Products Unlimited, LLC

Rothert's Hospital Equipment, Inc—Williamstown, KY
Rothert's Hospital Equipment, Inc—Covington, KY
Chicago Medical Supplies Ent Inc.
Orthofix, Inc
Drayer's Medical Equipment
Independent Living Center of Eastern Indiana

Anderson/Landis

Motion carried 7/0/0

A motion was made and seconded to approve the following HME Provider change of location:

Orthodynamics Company, Inc

Anderson/Cover

Motion carried 7/0/0

A motion was made and seconded to approve the following HME Provider change of ownership:

Carefirst of Fort Wayne, Inc
Doc's C'Ville

Anderson/Wall

Motion carried 7/0/0

The Board approved the appearances of the following probationers:

Lawrence Brassard
John Eklund
Dennis Mazurkiewicz
Teresa Moore
Elaine Niese
Jeffrey Opel
Jon Stelter
Michael Werner
Steven Zehring
Edward Hinds

Cover/Fanning

Motion carried 7/0/0

The Board approved the appearances of the following probationers:

Gerry Bowman
Louis DelInnocentes
Tara Feldhaus
Thomas Goodge
Christopher King
Charles Lindstrom
Michael Long
Dennis Mock
Christine Nafe
Valerie Ziemkowski

Fanning/Wall

Motion carried 7/0/0

The Board approved the appearances of the following probationers:

Erik Blemker
Robert Jaberg

Fanning/Wall

Motion carried 7/0/0

Ashley Brown and Mark Huntzinger did not appear for their probationary appearances.

A motion was made and seconded to request a personal appearance for Ashley Brown.

Fanning/Wall

Motion carried 7/0/0

A motion was made and seconded to table the pharmacy technician application for Jillian Sentiere and request a personal appearance.

Landis/Cover

Motion carried 7/0/0

MISCELLANEOUS

Board Director Report

“Unlicensed Persons”—856 IAC 1-35-2

The meeting adjourned at 3:32 p.m.

Steve Anderson, R.Ph., President
Indiana Board of Pharmacy

Date

Next Scheduled Meeting:

Monday, October 1, 2007
Indiana Professional Licensing Agency
Conference Room W064